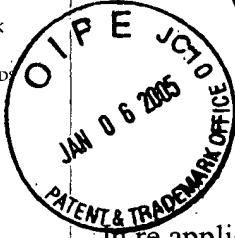


Docket No. 10265.96.1

RICK D. NYDEGGER
BRENT P. LORIMER
THOMAS R. VUKSINICK
LARRY R. LAYCOCK
JONATHAN W. RICHARD
DAVID R. WRIGHT
JOHN C. STRINGHAM
JOHN M. GUYN
CHARLES L. ROBERTS
DANA L. TANGREN
ERIC L. MASCHOFF
CHARLES J. VEVERKA
ROBYN L. PHILLIPS
RICHARD C. GILMORE *
STERLING A. BRENNAN
R. BURNS ISRAELSEN
DAVID R. TODD
GREGORY M. TAYLOR
DAVID B. DELLENBACH
L. DAVID GRIFFIN
ADRIAN J. LEE
FRASER D. ROY
CARL T. REED



WORKMAN | NYDEGGER

INTELLECTUAL PROPERTY ATTORNEYS

1000 EAGLE GATE TOWER
60 EAST SOUTH TEMPLE
SALT LAKE CITY, UTAH 84111
TELEPHONE: (801) 533-9800
FAX: (801) 328-1707
WEBSITE: [HTTP://WWW.WNLAW.COM](http://www.wnlaw.com)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Andy Swenson et al.

Serial No.: 09/849,611

Filed: May 4, 2001

Confirmation No. 9675

For: SUSTAINED RELEASE COMPOSITIONS FOR ORALLY ADMINISTERED SUBSTANCES AND METHODS

Examiner: Susan T. Tran

Customer No.: 022913

PETITION FOR 1-MONTH EXTENSION OF TIME

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.136(a), it is respectfully requested that the shortened statutory period that was set for responding to the Office Action dated September 22, 2004, be extended for one month until January 22, 2004.

Credit Card Payment Form PTO-2038 including the amount of \$120.00 is enclosed herewith for payment of the fee associated with this Petition, as set forth in 37 C.F.R. § 1.17. The Commissioner is hereby authorized to charge any additional fee or to credit any overpayment in connection with this Petition to Deposit Account No. 23-3178.

If an additional extension of time is required, please consider this a petition therefore and charge any additional fees that may be required to Deposit Account No. 23-3178.



R. PARRISH FREEMAN, JR.
PETER F. MALEN, JR.
L. REX SEARS, PH.D.
WILLIAM R. RICHTER
ERIC M. KAMERATH
ROBERT E. AYCOCK
JENS C. JENKINS
KEVIN W. STINGER
WILLIAM J. ATHAY
MICHAEL B. DODD
RYAN D. BENSON
SARA D. JONES
TIGE KELLER
JANNA L. JENSEN
MATTHEW D. TODD
J. LAVAR OLDHAM
MICHAEL J. FRODSHAM
JOSEPH L. KRUPA
BRETT A. HANSEN
BRETT I. JOHNSON
MATTHEW A. BARLOW
WESLEY C. ROSANDER
ANDREW S. HANSEN
CHAD E. NYDEGGER
JOSEPH G. PIA
CLINTON E. DUKE
RYAN N. FARR *
JAMES B. BELSHE
ALAN B. MOHR
KIRK R. HARRIS
KEELY SCHNEITER
MICHAEL M. BALLARD
DAVID A. JONES
SHANE K. JENSEN
JONATHAN M. BENNS, PH.D.

VERNON R. RICE §
OF COUNSEL

01/11/2005 AWONDAF1 00000032 09849611

02 FC:1251

120.00 OP

* Admitted only in California
§ Admitted only in Virginia

Commissioner for Patents
Page 2

Dated this 6th day of January 2005.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'John M. Guynn', written in a cursive style.

JOHN M. GUYNN
Attorney for Applicants
Registration No. 36,153
(801) 533-9800

JMG:mla

W:\10265\96.1\MLA0000002975V001.doc